

TIPPECANOE COUNTY BOARD OF COMMISSIONERS
REGULAR MEETING
March 21, 2011

The Tippecanoe County Commissioners met on Monday, March 21, 2011 at 10:00 a. m. in the Tippecanoe Room in the County Office Building. Commissioners present were: President David S. Byers, Vice President Thomas P. Murtaugh, and Commissioner John L. Knochel. Also present were: Attorney David W. Luhman, Auditor Jennifer Weston, Commissioner's Assistant Frank Cederquist, and Secretary Kay Muse.

President Byers called the meeting to order and led the Pledge of Allegiance.

APPROVAL OF MINUTES

- Commissioner Murtaugh moved to approve the minutes of the March 7, 2011 regular meeting as presented, second by Commissioner Knochel; motion carried.

PRESENTATION OF ACCOUNTS PAYABLE VOUCHERS

Commissioner's Assistant Frank Cederquist recommended approval of accounts payable vouchers for March 9, 10, 11, 16, 17, 18, and 21, 2011 as submitted without exception.

- Commissioner Murtaugh moved to approve the accounts payable vouchers as presented, second by Commissioner Knochel; motion carried.

CINERGY METRONET PROJECT PRESENTATION

Attorney Richard Starkey, representing Cinergy MetroNet, said that Cinergy MetroNet is considering a project that would supply fiber optic services to homes and businesses in Tippecanoe County. Since it is a project that requires a large amount of capital, and is viewed as an economic development project, an incentive for Cinergy MetroNet to proceed with this project is to create a Tax Increment Financing, or TIF, solely on the fiber optic cable. This would allow any personal property taxes generated by the investment to be used for repayment of bonds obtained by Cinergy MetroNet. Mr. Starkey said that this incentive is needed for Cinergy MetroNet to move forward with this project. He went on to say that an agreement by the City of Lafayette, City of West Lafayette, and Tippecanoe County giving authority to the Lafayette Redevelopment Commission to create and administer the TIF district would be presented for approval at a later time. There would be no liability to the County of Tippecanoe other than the personal property taxes generated solely by the fiber optic cable. Those taxes would then be used to repay any bonds issued in order to finance the project.

Cinergy President Steve Biggerstaff said that Cinergy MetroNet provides fiber optic cable for high-speed internet service and is currently in ten communities. Mr. Biggerstaff said the Cinergy MetroNet has a high interest in bringing fiber optic capability to Tippecanoe County. He went on to say this undertaking would be a complete over-build reaching all homes and businesses in the community. A project this large will require an initial investment of \$40 to \$50 million and will most likely exceed that amount over a period of 3 years. With the initial estimated cost of this project reaching \$50 million, financing is a significant issue and the proposed TIF district is a means of securing financing without direct cost to the public. High-speed internet service would attract businesses to the community and enhance study and learning skills in schools and at home. Commissioner Murtaugh asked if all of the ten communities that Cinergy MetroNet serves used TIF to help finance those projects. Mr. Biggerstaff said the communities of Wabash, Wabash County, North Manchester, Huntington, and New Castle have utilized TIF to obtain fiber optic service. The average monthly cost of fiber optic service including television, telephone, and

internet in other areas is approximately \$110 per month; however, programming choices can increase that amount. Commissioner Murtaugh asked if any real estate would be in the TIF. Attorney Luhman said that revenues generated from the personal property taxes on the fiber optic investment would be used to re-pay bonds issued by the Lafayette Redevelopment Commission to assist Cinergy MetroNet finance the \$50 million build out and would not use taxes from any other source.

HIGHWAY – Opal Kuhl

LPA Consulting Contract – Consulting Engineering Services from H. Stewart Kline & Associates, Burnett’s Road Project

Director Opal Kuhl said this LPA Consulting Contract with H. Stewart Kline & Associates is for the construction inspection and construction engineering services of the Burnett’s Road Project. It is funded through the Highway Safety Improvement Program (HSIP) and must go through INDOT’s procedures for selecting a consultant. It is in the amount of \$94,792 but that will be reimbursed at least 90% and could be reimbursed 100%.

- Commissioner Murtaugh moved to approve the contract as presented, second by Commissioner Knochel; motion carried.

Warranty Deed – Parcel 10, Cumberland Road Project

Director Kuhl presented a Warranty Deed for Parcel No. 10 for approval. It is in the name of KMF Purdue in the amount of \$78,670. This property is being purchased for the for the Cumberland Road project.

- Commissioner Murtaugh moved to approve the Warranty Deed as presented, second by Commissioner Knochel; motion carried.

Temporary Easement Grant for Parcel 10A – Cumberland Road Project

Director Kuhl presented a Temporary Easement Grant for Parcel No. 10A for approval. It is in the name of KMF Purdue in the amount of \$570. It is for a section of driveway that will be used during the Cumberland Road Project.

- Commissioner Murtaugh moved to approve the Temporary Easement Grant as presented, second by Commissioner Knochel; motion carried.

Director Kuhl said there are two more parcels to purchase and the design is nearly complete. Construction should begin in 2012; however, it does depend on the construction progress of US 231.

Change Order No. 1 – from Milestone Contractors, L.P. for the South River Road Widening and Resurfacing Part III Project

Director Kuhl presented Change Order No. 1 from Milestone Contractors, L.P. for the South River Road Widening and Resurfacing Part III Project. The original contract is for \$2,379,743.59. This is an additional \$7,958.96 bringing the total amount to \$2,387,702.55. It is for additional construction signs and minor adjustments.

- Commissioner Murtaugh moved to approve Change Order No. 1 as presented, second by Commissioner Knochel; motion carried.

GRANTS – Laurie Wilson**Superior Court 3**

Grant Administrator Laurie Wilson requested permission to accept a \$2,000 grant from the Indiana Judicial Center. It is for cost associated with Judge Rush attending a IV-D training conference in New York City. There is a \$500 dollar match.

- Commissioner Knochel moved to grant permission to accept the grant as presented, second by Commissioner Murtaugh; motion carried.

TEMA

Grant Administrator Laurie Wilson requested permission to accept a \$183,000 grant from the Indiana Department of Homeland Security. It will be used to purchase supplies and equipment for the District 4 Response Task Force. Commissioner Byers asked if there would be any duplicate equipment. Ms. Wilson stated it would not be duplicate equipment however; two tents will be purchased for use during deployment training. When training is complete, the tents will be used during actual emergencies. Other equipment is for core elements used during deployment.

- Commissioner Murtaugh moved to grant permission to accept the grant as presented, second by Commissioner Knochel; motion carried.

Probation

Grant Administrator Laurie Wilson requested permission to accept a \$24,136 grant from the Indiana Judicial Center. It is year two of a renewable grant and pays the salary of a Pregnancy Probation Supervisor position.

- Commissioner Murtaugh moved to grant permission to accept the grant as presented, second by Commissioner Knochel; motion carried.

Juvenile Alternatives

Grant Administrator Laurie Wilson requested permission to accept a \$36,000 grant from the Indiana Criminal Justice Institute (ICJI). It is year two of a renewable grant. It is for the cost of a contractor for the Restorative Justice Project.

- Commissioner Murtaugh moved to grant permission to accept the grant as presented, second by Commissioner Knochel; motion carried.

Sheriff

Grant Administrator Laurie Wilson requested permission to accept a \$49,000 grant from the Indiana Criminal Justice Institute (ICJI). It is year two of a renewable grant and pays the cost of a School Resource Officer for Tippecanoe School Corporation. There is a 10% match that the Sheriff's department will provide. Commissioner Murtaugh recalled that this position was only recently approved. Ms. Wilson stated that due to a late start there is a continuation of year one until September 30 and then this grant will start October 1.

- Commissioner Murtaugh moved to grant permission to accept the grant as presented, second by Commissioner Knochel; motion carried.

Health

Grant Administrator Laurie Wilson requested permission to accept a \$52,015 grant from the Indiana State Department of Health. It is for Public Health Preparedness and Response for H1N1. It will be used to purchase a drive-thru tent for immunization clinics and has been approved by the Center of Disease Control (CDC).

- Commissioner Murtaugh moved to grant permission to accept the grant as presented, second by Commissioner Knochel; motion carried.

Superior Court 3

Grant Administrator Laurie Wilson requested permission to apply for a \$4,000 grant from the Drug Free Coalition. It will pay the cost of 20 Juvenile Substance Abuse Assessments.

- Commissioner Murtaugh moved to grant permission to apply for the grant as presented, second by Commissioner Knochel; motion carried.

Juvenile Alternative

Grant Administrator Laurie Wilson requested permission to apply for a \$6,457.80 grant from the Drug Free Coalition. It will pay the cost of 600 instant urine drug screening cups and 150 confirmation testing.

- Commissioner Murtaugh moved to grant permission to apply for the grant as presented, second by Commissioner Knochel; motion carried.

Juvenile Probation

Grant Administrator Laurie Wilson requested permission to apply for a \$5,000 grant from the Drug Free Coalition to fund incentives and enrichment for Juvenile Justice System Youth. It will fund trips and activities for youth who maintain positive behavior.

- Commissioner Murtaugh moved to grant permission to apply for the grant as presented, second by Commissioner Knochel; motion carried.

Cary Home

Grant Administrator Laurie Wilson requested permission to apply for a \$5,000 grant from the Drug Free Coalition. It will pay for the cost of non-insured youth, from Cary Home, who participate in the Cannabis Youth Treatment Group.

- Commissioner Murtaugh moved to grant permission to apply for the grant as presented, second by Commissioner Knochel; motion carried.

CASA

Grant Administrator Laurie Wilson requested permission to apply for a \$29,595 grant from the Indiana Criminal Justice Institute (ICJI). It is year two of a renewable grant and funds the salary of a part-time CASA Volunteer Supervisor. Moreover, if funding becomes unavailable this position would be eliminated.

- Commissioner Murtaugh moved to grant permission to apply for the grant as presented, second by Commissioner Knochel; motion carried.

Memorandum of Understanding

Grant Administrator Laurie Wilson requested approval of a Memorandum of Understanding (MOU) Contract. The contract is for providing data services related to QUEST. The cost is \$10,000 and will be paid from the Disproportionate Minority Contact grant.

- Commissioner Murtaugh moved to approve the MOU as presented, second by Commissioner Knochel; motion carried.

Attorney Luhman said that all grants could be approved in one motion however; it may not be convenient when looking back through the minutes.

BOARD OF ELECTION & REGISTRATION – *Heather Maddox & Jared Bond*

Vote Centers and Satellite Absentee Sites

Chairperson Heather Maddox requested approval of proposed locations of the Vote Centers and Satellite Absentee Sites. She added that some locations have been removed and a few new ones added.

List of 2011 Vote Center Locations

St. Lawrence Catholic Church	1916 Meharry Street	Lafayette
Jenks Rest Senior Center	1915 Scott Street	Lafayette
Lafayette City Hall	20 N 6 th Street	Lafayette
Tippecanoe County Fairgrounds	1404 Teal Road	Lafayette
Lafayette Fire station #5	750 N Creasy Lane	Lafayette
Brady Lane Church of Christ	2701 Brady Lane	Lafayette
Evangelical Covenant Church	3600 South 9 th Street	Lafayette
The Outpost Catering	2501 Old US HWY 231	Lafayette
Federated Church	2400 Sycamore Lane	West Lafayette
Calvary Baptist Church	310 Kalberer Road	West Lafayette
Covenant Presbyterian Church	211 Knox Drive	West Lafayette
Morton Community Church	22 N Chauncey Ave.	West Lafayette
Purdue Memorial Union	1010 N Grant Street	West Lafayette

Proposed Satellite Locations - Primary-May 2011

One-Day Locations:

Digby House	167 Walter Scholer Dr.	Lafayette
Purdue University-Stewart Center	128 Memorial Hall	West Lafayette
Westminster Village	2741 N Salisbury St.	West Lafayette
Friendship House	1010 Cumberland Ave	West Lafayette
Cumberland formerly George Davis	1051 Cumberland Ave	West Lafayette
University Place	1750 Lindberg Rd.	West Lafayette
Greentree at West Lafayette	3575 Senior Pl.	West Lafayette
Creasy Springs	1750 S Creasy Lane.	Lafayette

Long Term Locations:

Pay Less Super Market	1032 Sagamore Pkwy West	West Lafayette
Pay Less Super Market	2200 Greenbush St.	Lafayette
Pay Less Super Market	65 Beck Lane	Lafayette

- Commissioner Murtaugh moved to approve the locations of the Vote Centers and Satellite Absentee Sites as presented, second by Commissioner Knochel; motion carried.

Election Day and Satellite Worker Contracts

Chairperson Heather Maddox requested approval of the Election Day Workers Contract and the Satellite Absentee Contract.

- Commissioner Murtaugh moved to approve the Election Day Worker Contract and Satellite Absentee Contract as presented, second by Commissioner Knochel; motion carried.

MITS – Dave Sturgeon

Server Room Infrastructure Modification

Commissioner Murtaugh, speaking on behalf of Director Sturgeon, said that this contract is with Wyatt Communications Inc. in the amount of \$2,180.04. It is for the installation of hardware to support the wire basket above the data racks in the server room and to tie the wire basket into the existing cabling system.

- Commissioner Murtaugh moved to approve the contract with Wyatt Communications Inc. as presented, second by Commissioner Knochel; motion carried.

YOUTH SERVICES – Rebecca Humphrey

Amended Application for Admission and Per Diem

Director Rebecca Humphrey presented the Cary Home for Children Application for Admission with rate changes for approval. These rates were received the beginning of March and are set by The Indiana Department of Child Services (DCS) and need to be retroactive to January 1, 2011. Attorney Luhman has reviewed the application. Commissioner Byers asked if the rates have been increased or decreased. Director Humphrey stated that there was an injunction filed due to a lawsuit by the Indiana Association of Residential Child Care Agencies because DCS wanted an automatic 10% cut. This injunction froze the application through 2009 and 2010. A settlement was reached in late February agreeing to use Title IV-E rates. If a cost report is not on file rates are cut by another 5%. Rates across the board were \$180 for the regular population and \$206 for those juvenile that required more supervision. Commissioner Murtaugh asked if cost allocation is done in-house and if it is audited. Director Humphrey replied that the cost allocation is done in-house and it is audited by the State.

Per Diem rates are as follows:

Girls ESC	\$228.59
Girls Residential (Long Term)	\$171.00
Boys Intensive Supervision Unit	\$226.11
Boys ESC	\$171.00
Boys Residential (Long Term)	\$237.73

- Commissioner Murtaugh moved to approve the Application for Admission and Per Diems and making it retroactive to January 21, 2011 as presented, second by Commissioner Knochel; motion carried.

CHANGE ORDER #1 – TIPPECANOE COUNTY BUILDING CHILLER PROJECT

Commissioner Murtaugh said Change Order No. 1 from D.A. Dodd is for installing a new reheat coil as per plans and specifications. It is in the amount of \$20,398.

- Commissioner Murtaugh moved to approve Change Order No. 1 as presented, second by Commissioner Knochel; motion carried.

CHANGE ORDER #1 – FAIRGROUNDS CATTLE BARN

Commissioner Byers said Change Order No. 1 is in the amount of \$12,539. The original contract amount is \$322,973 and this addition will bring the total to \$335,512. It is for raising the elevation of the floor and adding a 3" slope.

- Commissioner Knochel moved to approve Change Order No. 1 as presented, second by Commissioner Murtaugh; motion carried.

DESIGN & CONSTRUCTION PHASES FOR AIR HANDLERS REPLACEMENT AT JAIL

Sheriff Brown presented a proposal for the design and construction phases for the replacement of the air handlers at the jail. It is with TECTON and is in the amount of \$9,260 plus a \$3,500 allowance for the design phase and \$14,700 for the construction phase.

- Commissioner Murtaugh moved to approve the services with TECTON as presented, second by Commissioner Knochel; motion carried.

VILLA

- Commissioner Murtaugh moved to accept the application of Diane L. Sondgeroth, Dorothy M. Boyd, and Martha J. Smith to the Tippecanoe Villa, second by Commissioner Knochel; motion carried.

APPOINTMENTS

- Commissioner Murtaugh moved to appoint Jean Hall as County Taxpayer Representative on the McCarty Lane Extension project, second by Commissioner Knochel; motion carried.

REPORTS ON FILE

None

UNFINISHED/NEW BUSINESS

Assessor Linda Philips stated that upon taking office in January there was a number of unpaid claims and most of those claims have been paid. However, there are some mileage claims that could not be verified. Moreover, upon asking for additional information from the employee requesting the mileage, none was forthcoming. The State Board of Accounts recommended the claims be presented to the Commissioners for consideration. Attorney Luhman recommended reviewing the claims before approval.

- Commissioner Knochel moved to table the claims until supporting documentation is presented, second by Commissioner Murtaugh; motion carried.

PUBLIC COMMENT

Paul Wright, *West Point* – asked Attorney Luhman to explain further the Tax Increment Financing, or TIF, on the Cinergy MetroNet fiber optic project. Attorney Luhman said that Cinergy MetroNet is proposing the City of West Lafayette, the City of Lafayette, and Tippecanoe County agree to allow the City of Lafayette to define the allocation area and administer the TIF District of the fiber optic cable. The

personal property taxes that Cinergy MetroNet would pay on the fiber optic cable would be used for an Economic Development project. In this case, the tax revenues would be used to pay back bonds that were issued to finance the construction of the fiber optic cables. Mr. Wright said this project would be in direct competition with companies that are currently in business and have had the infrastructure and been providing service for some time. Commissioner Byers said that competition usually promotes lower fees.

AWARDING OF BID – Courthouse Window Project

Attorney Luhman said that the agenda item is to award the bid of the Courthouse Windows. However, since the bid specifications did not require a contract be submitted, the Commissioners can award the bid contingent upon receipt and review of the contract.

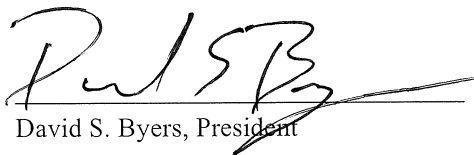
Bids are as follows:

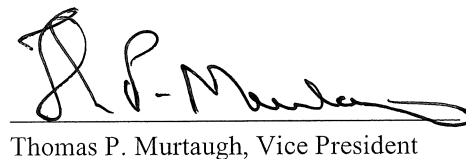
COMPANY NAME	Base Bid	ALT 1	ALT 2	ALT 3
Innovative Construction Services, Inc.	\$688,000	+136,000	+67,500	+31,000
Glenroy Construction Company	\$799,000	+236,000	+71,000	+49,000
Brandt Construction	\$949,500	+263,300	+36,600	+45,000

- Commissioner Murtaugh moved to award the bid for the Courthouse Window Project to Innovative Construction Services, Inc. as presented and upon receipt and review of the contract, second by Commissioner Knochel; motion carried.

Commissioner Knochel moved to adjourn.

**BOARD OF COMMISSIONERS OF
THE COUNTY OF TIPPECANOE**


David S. Byers, President


Thomas P. Murtaugh, Vice President

ATTEST:

Absent
John L. Knochel, Member

Jennifer Weston
Jennifer Weston, Auditor 4-4-2011